

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

COMMONWEALTH OF
MASSACHUSETTS,

Plaintiff,

v.

KANE SCRAP IRON & METAL, INC.,

Defendant.

Case No. 3:20-cv-30180

JOINT MOTION FOR ENTRY OF CONSENT DECREE

Plaintiff Commonwealth of Massachusetts and Defendant Kane Scrap Iron & Metal, Inc. (the “Parties”) respectfully ask this Court to enter their proposed Consent Decree, submitted herewith as Exhibit A.

On November 18, 2020, Plaintiff filed a Complaint and a Notice of Commencement of the 45-Day Period with this Court. The Notice informed the Court that the Parties had reached a proposed settlement, and a copy of the Parties’ executed proposed Consent Decree was appended to Plaintiff’s Notice.

Under Section 505(c)(3) of the Clean Water Act, the United States has 45 days from receipt of the proposed Consent Judgment to complete its review and comment to the Court. The United States informed the Parties and the Court that the 45-day period ends on January 4, 2021. The United States has not stated any objection to the Consent Decree. Accordingly, the Parties request that the Consent Decree be entered.

January 4, 2021

Respectfully submitted,

COMMONWEALTH OF MASSACHUSETTS

By its attorney,

MAURA HEALEY
ATTORNEY GENERAL

/s/ Nora J. Chorover

Nora J. Chorover (Bar No. 547352)
Special Assistant Attorney General
Environmental Protection Division
Office of the Attorney General
One Ashburton Place, 18th Floor
Boston, Massachusetts 02108
Tel: (617) 727-2200, ext. 2642
Nora.Chorover@mass.gov

KANE SCRAP IRON & METAL, INC.

By its attorney,

/s/ Elizabeth S. Zuckerman

Elizabeth S. Zuckerman (Bar No. 673190)
Bulkley, Richardson, and Gelinas, LLP
1500 Main Street
Suite 2700
Springfield, MA 01115
Tel. No.: (413) 272-6219
ezuckerman@bulkley.com

CERTIFICATE OF E-SERVICE

I hereby certify that the parties' Joint Motion, filed electronically through the ECF system with the Court on January 4, 2021, has been sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and copies will be sent to those indicated as non-registered participants on January 4, 2021.

/s/ Nora J. Chorover

Nora J. Chorover (Bar No. 547352)